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1 March 1955

MEMORANDUM FOR: Deputy Director/Support
Director of Security
General Counsel

SUBJECT : CIA Exemption under Recommendations of Brucker Report,
NSC 5512/1

1. The Record of Actions for the NSC Meeting on 24 February contains the following excerpts concerning the recommendations of concern to CIA:

"(2) Recommendations Nos. 2 and 3: That these recommendations should be reaffirmed.

(4) Recommendation No. 5: That action on this Recommendation has been completed; all agencies concerned having complied with its provisions, except the Central Intelligence Agency, which should be exempted therefrom.

(5) Recommendation No. 6: That the phrase "at the managerial level" should be amended to read "at high command or managerial level"; but that action on this Recommendation should be deferred pending the results of the study and recommendations referred to in Recommendation No. 7.

(6) Recommendation No. 7: That the Attorney General and the Chairman, Civil Service Commission, should prepare the study and recommendations proposed in this Recommendation."

2. In clearing this Record of Actions with DCI, I showed him the memorandum quoted below and stated its contents orally. He concurred in the memorandum and accordingly made no effort to alter the Record of Actions. The memorandum was as follows:

"The Record of Actions gives us a specific exemption only from Recommendation 5 (procedures), and Pat Coyne's debriefing and present recollection is that this was all the President was referring to in his flatfooted statement of agreement that CIA should be exempt.

However, Coyne has agreed with me [Sundy] that the principle of the President's statement applies equally to Recommendation 3 (consultation in case of differing evaluations), and that there should be no problem in treating ourselves as exempt from Recommendation 3 whenever we feel it is impractical to comply.

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I think this is a satisfactory basis to go on, without asking for any change in the Record of Actions — attached. It seems satisfactory in every other respect."

3. I believe this constitutes a clear authorization by DCI to proceed on the basis that CIA is exempt from Recommendation 3 (as well as Recommendation 5) whenever we feel it is impractical to comply.


Assistant DD/I (NSC)

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